

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

NAUTILUS INSURANCE COMPANY,

Plaintiff,

vs.

Richard Alexander Murdaugh, Sr., Cory
Fleming, MOSS & KUHN, P.A., Chad
Westendorf, and PALMETTO STATE BANK,

Defendants.

Civil Action No. 2:22-cv-1307-RMG

**CONSENT MOTION TO ENTER
FIFTH AMENDED SCHEDULING
ORDER**

Defendant Cory Fleming, through his undersigned counsel, files this motion by consent under Rule 6.01 of the District of South Carolina Local Civil Rules, hereby move this honorable Court to enter the proposed Consent Fifth Amended Scheduling Order in this matter to extend the oppositions and responses to Dispositive Motions deadline from April 24, 2024 to May 1, 2024 and to extend the deadline for any replies to oppositions or responses from May 3, 2024 to May 10, 2024, under the Fourth Amended Scheduling Order (ECF # 175). Counsel for the Plaintiff and counsel for all Defendants have conferred and the grounds for this Motion are founded on other professional obligations materially limiting the time available to prepare responses and oppositions in time for filing within the current response deadline.

The scheduling order has been previously amended, once at the outset of the case [ECF No. 73], again in December 2022 [ECF No. 98], a third time following the lifting of the stay in this matter relating to Defendant Murdaugh's state murder trial [ECF No. 112], and again for a fourth time on November 17, 2023 [EFC No. 175], Defendant Cory Fleming now requests that the current scheduling order be amended per the attached proposed Fifth Amended Scheduling Order (**Exhibit 1**).

WHEREFORE, Plaintiff and all Defendants respectfully ask this Court to enter a Consent Fifth Amended Scheduling Order extending the oppositions and responses to Dispositive Motions deadline from April 24, 2024 to May 1, 2024 and extending the deadline for any replies to oppositions or responses from May 3, 2024 to May 10, 2024.

WE SO MOVE:

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